

Wong Kwok Ping
care of Eric Chan
42 Pin Oaks Drive
Phoenixville PA 19460
USA

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BY FAX to 1 (571) 273-8300 (Total: 15 pages)

Appl. No.	: 10/797,420	Confirmation No.	4125
Applicant	: Wong Kwok Ping		
Filed	: 06 March 2004		
TC/A. U.	: 1761		
Examiner	: TIMOTHY F. SIMONE		
Docket No.	: 4821		

Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

**PETITION FOR REVIVAL OF AN APPLICATION
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Dear Sir,

We refer to the subject application and our previous request for revival of the subject application under 37 CFR 1.137(b) as faxed to your office on 20 November 2007. Copies of the fax and our fax machine's report confirming transmission of the fax is attached for your information. To date, we have not received any news from your office. In view of the time lapse, we should be grateful if you could kindly let us know if our petition has been granted.

Please fax a return receipt of this correspondence to 1 484 676 2178.

Respectively submitted,
By Applicant: Wong Kwok Ping

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1 (571) 273-8300 on 7 April 2008.

Typed or printed name of person signing this certificate: Wong Kwok Ping

Signature: 

***** -COMM. JOURNAL- ***** DATE 11-20-2007 ***** TIME 20:36 *****

MODE = TRANSMISSION

START=11-20 20:21

END=11-20 20:36

FILE NO.=676

STN NO.	COMM.	ABBR NO.	STATION NAME/TEL NO.	PAGES	DURATION
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**PETITION FOR REVIVAL OF AN APPLICATION
FOR PATENT ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Dear Sir,

I refer to the subject application. I received the Notice of Abandonment with a mailing date of 20 July 2007 only in mid August. I then checked my file but there was no record of any correspondence from your office after I have filed our reply to your office action of 20 July 2006. I then made a phone call to your office and found that a final office action with a mailing date of 11 January 2007 has been issued. The officer asked me to check the final office action from the USPTO website and I did the same to retrieve the office action. I took some time to review the office action and to find out how to revive the application. I attempted to call the case examiner to clarify some doubts that I had on the final office action but I could not reach the case examiner. I even tried to send email (see attached) to the case examiner in October 2007 but I received no reply. With a view not to further delay the subject application, I hereby file a form PTO/SB/64 to petition for revival of the subject application. My reply to the final office action is also enclosed. I hereby also request for continued examination (RCE) under 37 CFR 1.114 of the subject application and a form PTO/SB/30 is enclosed. A credit card payment fee form PTO-2038 is also enclosed to authorize your office to charge US\$ 770 for the revival petition fee and US\$ 405 for the RCE fee.

Appl. No. 10/797,420

20 November 2007

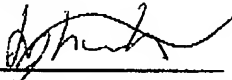
Page 2

Please kindly grant the petition and proceed to further examine the subject application.

Please fax a return receipt of this correspondence to 1 484 676 2178.

Respectively submitted,

By Applicant:



Name: Wong Kwok Ping

Certificate of Transmission

I hereby certify that this correspondence is being facsimile transmitted to the United States Patent and Trademark Office, Fax No. 1 (571) 273-8300 on 20 November 2007.

Typed or printed name of person signing this certificate: Wong Kwok Ping

Signature:  _____

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10/797,420

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預覽邀請

Inquiry on Serial No 10/797,420

China HK 寄給 timothy.simone, bcc: kchow, bcc: jlp

顯示詳細資料 2007/10/12

回覆

Dear Timothy,

I refer to the USpatent application No. 10/797,420 and the final office action of the application issued on Jan uary 11, 2007. As my representative and I have never received the final office action before, only when I recently received the Notice of Abandonment dated July 20, 2007, I learnt that the application was abandoned as I failed to reply the final office action. Therefore, I would like to file a petition for revival of an application for patent abandoned unintentionally under 37 CFR1.137(b) together with the reply to the final office action.

As I am preparing the reply to the final office action, I understand that Claims 1 – 10 are rejected under 35 U.S.C. 112 for they are not complying with the written format and indefinite. Only Claim 1 is rejected in view of the prior art documents. Therefore, I wonder if I (1) revise Claims 1 – 10 to fulfill the requirements of 35 U.S.C. 112 and (2) to narrow the scope of Claim 1 by incorporating Claim 4 into Claim 1, would the subject application be allowed for grant? Or will it raise new issues? I understand that if the reply to the final office action is rejected, the subject application will be permanently abandoned. Therefore, I hope that the reply which I am going to file can put the application in order for allowance.

I also understand that I can file a request for continued examination or an appeal instead of filing a reply to the final office action. However, they are very expensive. Therefore, I hope that I can have your kind opinions and avoid incurring the additional fees.

Look forward to hearing from you.

Kind Regards,

Ping

Inventor of the application

回覆 轉寄

China HK 寄給 timothy.simone

顯示詳細資料 2007/10/18

回覆

(REMINDER!)

We are still awaiting your acknowledgement.

2007/10/12, China HK <chinahk.chinahk@gmail.com>:
 -顯示引用文字-

China HK

JUN 13 2008

PTO/SB/64 (10-07)

Approved for use through 10/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT
ABANDONED UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Docket Number (Optional)

4821

First named inventor: **WONG Kwok Ping**Application No.: **10/797,420**Art Unit: **1761**Filed: **03/06/2004**Examiner: **SIMONE, TIMOTHY F**Title: **AN INTERNAL SAFETY STRUCTURE FOR TOASTERS**Attention: Office of Petitions
Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
FAX (571) 273-8300NOTE: If information or assistance is needed in completing this form, please contact Petitions
Information at (571) 272-3282.The above-identified application became abandoned for failure to file a timely and proper reply to a notice or
action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration
date of the period set for reply in the office notice or action plus an extensions of time actually obtained.**APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION**

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications
filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee☒ Small entity-fee \$ **770** (37 CFR 1.17(m)). Applicant claims small entity status. See 37 CFR 1.27.☐ Other than small entity - fee \$ _____ (37 CFR 1.17(m))**2. Reply and/or fee**A. The reply and/or fee to the above-noted Office action in
the form of _____ (identify type of reply):
☐ has been filed previously on _____
☒ is enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$ _____

☐ has been paid previously on _____
☐ is enclosed herewith.

[Page 1 of 2]

This collection of information is required by 37 CFR 1.137(b). The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.0 hour to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Mail Stop Petition, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

PTO/SB/64 (10-07)

Approved for use through 10/31/2007. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

3. Terminal disclaimer with disclaimer fee

☐ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.

☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _____ for a small entity or \$ _____ for other than a small entity) disclaiming the required period of time is enclosed herewith (see PTO/SB/63).

4. STATEMENT: The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [NOTE: The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (III)(C) and (D)).]

WARNING:

Petitioner/applicant is cautioned to avoid submitting personal information in documents filed in a patent application that may contribute to identity theft. Personal information such as social security numbers, bank account numbers, or credit card numbers (other than a check or credit card authorization form PTO-2038 submitted for payment purposes) is never required by the USPTO to support a petition or an application. If this type of personal information is included in documents submitted to the USPTO, petitioners/applicants should consider redacting such personal information from the documents before submitting them to the USPTO. Petitioner/applicant is advised that the record of a patent application is available to the public after publication of the application (unless a non-publication request in compliance with 37 CFR 1.213(a) is made in the application) or issuance of a patent. Furthermore, the record from an abandoned application may also be available to the public if the application is referenced in a published application or an issued patent (see 37 CFR 1.14). Checks and credit card authorization forms PTO-2038 submitted for payment purposes are not retained in the application file and therefore are not publicly available.

Signature

Date

WONG Kwok Ping

Typed or printed name

Registration Number, if applicable

Address

Telephone Number

Address

Enclosures: ☒ Fee Payment☒ Reply☐ Terminal Disclaimer Form☐ Additional sheets containing statements establishing unintentional delay☐ Other: _____**CERTIFICATE OF MAILING OR TRANSMISSION [37 CFR 1.8(a)]**

I hereby certify that this correspondence is being:

☐ Deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to: Mail Stop Petition, Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

☒ Transmitted by facsimile on the date shown below to the United States Patent and Trademark Office at (571) 273-8300.

20 NOV 2007

Date

Signature

WONG Kwok Ping

Typed or printed name of person signing certificate



(12) UK Patent (19) GB (11) 2 407 484 (13) B

(45) Date of publication: 12.07.2006

(54) Title of the invention: An internal safety structure for toasters

(51) INT CL: A47J 37/08 (2006.01)

(21) Application No: 0405149.6
 (22) Date of Filing: 08.03.2004
 (30) Priority Data:
 (31) 03107911.8 (32) 03.11.2003 (33) HK
 (43) Date of Publication: 04.05.2005

(52) UK CL (Edition X):
 A4D D10A1

(56) Documents Cited:
 GB 0765014 A GB 0712375 A
 EP 1232710 A3 US 5193439 A
 US 4345513 A US 4170932 A

(58) Field of Search:
 As for published application 2407484 A viz:
 UK CL (Edition W) A4D
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 Other: WPI, EPODOC, JAPIO
 updated as appropriate

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 Kwok Ping Wong

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